

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2014-121285-001 DT

08/25/2014

COMMISSIONER JAMES RUMMAGE

CLERK OF THE COURT

A. Diaz

Deputy

STATE OF ARIZONA

KATHERINE CAZAN DANNENBAUM

v.

DANIEL EDWARD PROKOSCH (001)

DOB: 08/02/1976

MICHELLE CARSON

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

9:30 a.m.

Courtroom SCT 3B

State's Attorney: Kate Dannenbaum

Defendant's Attorney: Michelle Carson

Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The amended Plea Agreement has been filed as an original.

LET THE RECORD REFLECT the mother of the Victim Kathryn Jacobs addressed the Court.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

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IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1 Amended Child Abuse  
Class 6 Undesignated Felony and a Domestic Violence Offense  
A.R.S. § 13-3623(F), 13-3623(B)(3), 13-3601(A), 13-902(A)(E), 13-901.03, 12-116.04,  
12-116.05, 12-116.06, 13-1414, 13-707, 13-604, 13-801, 13-701, 13-702, 13-802  
Date of Offense: 03/30/2014  
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 1 Probation Term: 3 years

To begin 08/25/2014.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$35.00 per month, beginning 10/01/2014.

Forensic Nurse Exam and County Assessment: \$1050.00, payable \$25.00 per month, beginning 10/01/2014.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on 10/01/2014.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on 10/01/2014.

Count 1: \$50.00 to the Family Offense Assessment, payable \$10.00 per month, beginning 10/01/2014.

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Count 1: \$50.00 to the Address Confidentiality Program, payable \$10.00 per month, beginning 10/01/2014.

All amounts payable through the Clerk of the Superior Court.

The Court will retain jurisdiction over restitution. A restitution hearing is set for 10/31/2014 at 10:00 a.m. in this division. Defendant waives his/her presence.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

Condition 21 - Abide by the special conditions of probation as noted on the attachment to the Uniform Conditions of Supervised Probation as follows:

Domestic Violence

Condition 22: Other - Complete DV offender treatment program and pay the cost. Complete anger control counseling and attend parenting classes.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

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The presentence investigation report is filed under this cause number.

10:01 a.m. Matter concludes.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER JAMES RUMMAGE  
JUDICIAL OFFICER OF THE SUPERIOR COURT

(Right index fingerprint)